

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF APPEALS AND INTERFERENCES

In re Patent Application of

Confirmation No.: 4959

Ryu YOKOYAMA

Date: October 2, 2008

Serial No.: 10/633,927

Group Art Unit: 3633

Filed: August 4, 2003

Examiner: Ari M. DIACOU

For: OPTICAL TRANSMISSION SYSTEM AND OPTICAL AMPLIFICATION
METHOD USING IN THE SYSTEM

VIA EFS WEB

Mail Stop Appeal Brief

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

PETITION AND FEE FOR AUTOMATIC EXTENSION OF TIME
UNDER 37 CFR 1.17, 1.136(a) AND 35 USC 41(a)8

Sir:

Applicant(s) hereby petition(s) the Commissioner for Patents to extend the time for filing a response to the outstanding Office Action by one month. The fee including the amount of \$130.00 for the petition fee is submitted herewith in accordance with 37 CFR 1.17, and is computed as:

√ Response within first month
√ not small entity (\$130) ~~small entity (\$605)~~

You are authorized to charge to our Deposit Account No. 15-0700 any additional amounts owing.

If this petition is inadequate to avoid abandonment, the Assistant Commissioner for Patents is petitioned, under 37 C.F.R. §1.136(a), to extend the time by the number of months which will avoid abandonment under 37 C.F.R. §1.135. The fee under 37 C.F.R. § 1.17 should be charged to our Deposit Account No. 15-0700.

THIS CORRESPONDENCE IS BEING
SUBMITTED ELECTRONICALLY
THROUGH THE UNITED STATES
PATENT AND TRADEMARK OFFICE
EFS FILING SYSTEM
ON OCTOBER 2, 2008

Respectfully submitted,



MAX MOSKOWITZ

Registration No.: 30,576

OSTROLENK, FABER, GERB & SOFFEN, LLP
1180 Avenue of the Americas

New York, New York 10036-8403

Telephone: (212) 382-0700